

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PATRICIA CLAIRE BANKSTON

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.

PATENAUDE & FELIX, A PROFESSIONAL
CORPORATION, and RAYMOND ALCIDE
PATENAUDE

C07 03396

JW
PVT

TO:

Patenaude & Felix, APC
c/o Raymond Patenaude, Agent for Service
4545 Murphy Canyon Road, 3rd Floor
San Diego, California 92123-4363

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Fred W. Schwinn, Esq.
Consumer Law Center, Inc.
12 South First Street, Suite 416
San Jose, CA 95113-2404

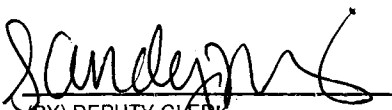
an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

RICHARD W. WIEKING

CLERK

6-28-07

DATE


(BY) DEPUTY CLERK
SANDY MORRIS

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 416 SAN JOSE, CA 95113-2404 TELEPHONE NO.: (408) 294-6100 ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008	
PLAINTIFF/PETITIONER: Patricia Claire Bankston DEFENDANT/RESPONDENT: Patenaude & Felix, APC, et al.	CASE NUMBER: C07-03396-JW-PVT
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.: Bankston v. Patenaude & Felix

1. At the time of service I was a citizen of the United States, at least 18 years of age and not a party to this action.
2. I served copies of: Summons In A Civil Case; Complaint; Order Setting Initial Case Management Conference and ADR Deadline Standing Order Regarding Case Management In Civil Cases; Contents of Joint Case Management Statement; ADR Package

BY FAX

3. a. Party served: Patenaude & Felix, A Professional Corporation

b. Person Served: Raymond Patenaude - Person authorized to accept service of process

4. Address where the party was served: 4545 Murphy Canyon Road 3rd Floor
San Diego, CA 92123

5. I served the party

b. **by substituted service.** On (date): July 5, 2007 at (time): 9:23 am I left the documents listed in item 2 with or in the presence of: Gloria Penalzoze - Person In Charge

(1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.

(4) A declaration of mailing is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:
c. on behalf of:

Patenaude & Felix, A Professional Corporation

under: CCP 416.10 (corporation)

7. **Person who served papers**

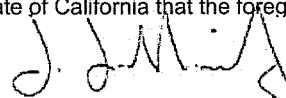
- a. Name: Juan Madrigon
- b. Address: One Legal, Inc. - 132-Marin
504 Redwood Blvd #223
Novato, CA 94947
- c. Telephone number: 415-491-0606
- d. The fee for service was: \$ 85.75
- e. I am:
 - (3) registered California process server.
 - (i) Employee or independent contractor.
 - (ii) Registration No.: 1359
 - (iii) County SAN DIEGO

8. I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Date: July 10, 2007

Juan Madrigon

(NAME OF PERSON WHO SERVED PAPERS)



(SIGNATURE)

United States District Court

280 S. First St. #2112

San Jose, CA 95113-3008

PLAINTIFF:

Patricia Claire Bankston

DEFENDANT:

Patenaude & Felix, APC, et al.

PROOF OF SERVICE BY MAIL

CASE NUMBER:

C07-03396-JW-PVT

I am a citizen of the United States, over the age of 18 and not a party to the within action. My business address is 504 Redwood Blvd #223, Novato, CA 94947.

On July 10, 2007, after substituted service under section CCP 415.20(a) or 415.20(b) or FRCIV.P 4(d)(1) was made, I mailed copies of the:

Summons In A Civil Case; Complaint; Order Setting Initial Case Management Conference and ADR Deadlines; Standing Order Regarding Case Management In Civil Cases; Contents of Joint Case Management Statement; ADR Package

BY FAX

to the person to be served at the place where the copies were left by placing a true copy thereof enclosed in a sealed envelope, with First Class postage thereon fully prepaid, in the United States Mail at Los Angeles, California, addressed as follows:


Patenaude & Felix, A Professional Corporation
Raymond Patenaude
4545 Murphy Canyon Road, 3rd Floor
San Diego, CA 92123

I am readily familiar with the firm's practice for collection and processing of documents for mailing. Under that practice, it would be deposited within the United States Postal Service, on that same day, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.

\$ 85.75

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct and that this declaration was executed on July 10, 2007 at Los Angeles, California.

Mirian Flores
One Legal, Inc.
504 Redwood Blvd #223
Novato, CA 94947


Mirian Flores

ONE LEGAL, INC.**CONFIRMATION For Service of Process**

Date: 7/10/2007

ONE LEGAL, INC. CONFIRMATION FOR ORDER NO: 6643696

Customer CONSUMER LAW CENTER
 Customer No. 0055054
 Address 12 S 1ST ST STE 416
 SAN JOSE, CA 95113-2404

Attorney Fred W Schwinn
 Attorney e-mail fred.schwinn@sjconsumerlaw.com
 Contact Fred W Schwinn
 Contact e-mail fred.schwinn@sjconsumerlaw.com
 Contact Phone (408) 294-6100
 Contact Fax (408) 294-6190
 Law Firm File Number Bankston v. Patenaude & Felix

Case Information:

Case Number C07-03396-JW-PVT
 County SANTA CLARA
 Court Northern District of California
 Case Short Title Patricia Claire Bankston vs. Patenaude & Felix, APC, et al.

Documents Received:**No. Docs: 2 No. Pgs: 94**

Summons In A Civil Case; Complaint; Order Setting Initial Case Management Conference and ADR Deadlines; Standing Order Regarding Case Management In Civil Cases; Contents of Joint Case Management Statement; ADR Package

Party to Serve: Patenaude & Felix, A Professional Service address: 4545 Murphy Canyon Road 3rd Floor
 Corporation

This is a Confirmation Only. Not an Invoice!

Notes:	Services:	Summary of Charges:
Service Status: Served Faxed back: 7/10/2007	Standard Surcharge Declaration of Diligence Copies	44.00 20.00 10.00 11.75
	Check No.	Total: 85.75

Attached is your proof of service that is ready for filing in accordance with CRC2005. If you have any questions, you encounter any problems filing this document or would like One Legal to file the proof of service for you, please contact:

SOP Southern Branch, Ph: 213-617-1212, Fx: 213-617-4717

Thank you for choosing One Legal for your process serving needs.